

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2015-136402-001 DT

06/08/2016

HON. JOHN REA

CLERK OF THE COURT
D. Concholar
Deputy

STATE OF ARIZONA

CASEY A MUNDELL

v.

CHARLES ANTHONY PICCININI JR. (001)
DOB: 10/06/1980

CRAIG MEHRENS

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

8:58 a.m.

Courtroom SCT 6B

State's Attorney:	Lacey Gray for Casey Mundell
Defendant's Attorney:	James Bustemonte for Craig Mehrens
Defendant:	Present

Court Reporter, Linda Lopez, is present.

A record of the proceedings is also made digitally.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 Possession of Marijuana for Sale
Class 4 Felony
A.R.S. § 13-3401, 13-3405, 13-3418, 13-901.01(F), 13-901.01(D), 12-116.04, 12-269,
13-610, 13-701, 13-702 and 13-801
Date of Offense: 08/05/15
Non Dangerous - Non Repetitive

Pursuant to A.R.S. § 13-3401, the Court finds the aggregate amount of drugs is less than the statutory threshold amount.

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 2 years

To begin 06/08/16.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8: Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 09/01/16.

FINE: Count 1 - Total amount of \$1,372.50, which includes surcharges of 83%, payable beginning 09/01/16.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION ASSESSMENT: Count 1 - \$20.00 payable on 09/01/16.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 09/01/16.

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VICTIMS' RIGHTS ENFORCEMENT Count 1 - in the amount of \$2.00 payable on 09/01/16.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on 09/01/16.

Investigative Agency:

Phoenix Police Department

Count 1: \$15.00 to the Technical Registration Fund payable on 09/01/16.

All amounts payable through the Clerk of the Superior Court.

Condition 16: Not consume or possess any substances containing alcohol.

Condition 22: Other: Defendant shall complete 8 hours of drug education or perform 24 hours of community service.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 2, 3, 6 and 7; Allegation of exceeding threshold.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

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IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

9:05 a.m. Matter concludes.

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HON. JOHN REA
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)